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CERTIFICATE OF MAILING  
37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

May 9, 2002

Date

*Stephanie A. Wardwell*  
Stephanie A. Wardwell

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hu Yang, Ta Yen Ching,  
Kevin Cai and Lennard Torres

Group Art Unit: 1712

Serial No.: 09/998773

Examiner: Unknown

Filed: November 30, 2001

Attorney Docket: 2039.010300

For: OXYGEN BARRIER COPOLYMER

PETITION UNDER 37 CFR 1.47 REGARDING INVENTOR KEVIN CAI

RECEIVED

**BOX MISSING PART**

Assistant Commissioner for Patents  
Washington, D.C. 20231

MAY 15 2002

OFFICE OF PETITIONS

Sir:

Applicant petitions under 37 CFR 1.47(b) that the PTO accept the inventors' declaration without the signature of Kevin Cai, because he could not be reached by applicant or its counsel after diligent effort. To the best of the undersigned's knowledge and belief, the facts are as follows.

The inventors were employees of Chevron Phillips Chemical Company LP at the time the invention was made. Dr. Cai has terminated his employment with Chevron Phillips Chemical Company LP. Dr. Cai's current employer is unknown, and he left no forwarding address with his former employer. His last known home address is 335 Glasgow Circle, Danville, CA 94526.

Counsel for applicant sent a declaration and assignment to this address on February 28, 2002 and has received no reply. Counsel for applicant has also attempted to contact Dr. Cai by phone at his last known phone number, 925-362-8884, but the number has been disconnected without directing the caller to a new phone number. Counsel for applicant has also tried contacting Dr. Cai at a phone number listed in internet white pages (510-744-0510) for an individual having the same name, but upon contacting this person it was found that he had never worked at Chevron Phillips Chemical Company LLC. Furthermore, counsel for applicant searched white pages using Dr. Cai's alternate first name of Gangfeng without success.

Therefore, under 37 CFR 1.47, the other inventors wish to make application for patent on behalf of themselves and Dr. Cai.

Under 37 CFR 1.17(i), a petition fee in the amount of \$130 is due. Please find a check in that amount attached hereto. If the check is inadvertently omitted, or is for an amount less than or greater than the petition fee, or any further fees under 37 C.F.R. 1.16 to 1.21 are required for any reason, the Assistant Commissioner is authorized to deduct any amount due from, or refund any overcharge to, Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/2039.010300SAW.

Respectfully submitted,

*Stephanie A. Wardwell*

Stephanie A. Wardwell  
Reg. No. 48,025  
AGENT FOR APPLICANTS

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Dated: May 9, 2002



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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Hu Yang, Ta Yen Ching,  
Kevin Cai and Lennard Torres

Serial No.: 09/998773

Filed: November 30, 2001

For: OXYGEN BARRIER COPOLYMER

Group Art Unit: 1712

Examiner: Unknown

Attorney Docket: 2039.010300

**PETITION UNDER 37 CFR 1.47 REGARDING INVENTOR LENNARD TORRES**

**BOX MISSING PART**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant petitions under 37 CFR 1.47(b) that the PTO accept the inventors' declaration without the signature of Lennard Torres, because he could not be reached by applicant or its counsel after diligent effort. To the best of the undersigned's knowledge and belief, the facts are as follows.

The inventors were employees of Chevron Phillips Chemical Company LP at the time the invention was made. Mr. Torres has terminated his employment with Chevron Phillips Chemical Company LP. Mr. Torres' current employer is unknown, and he left no forwarding address with

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**MAY 15 2002**

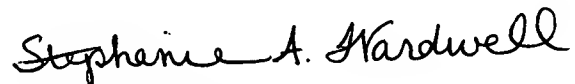
**OFFICE OF PETITIONS**

his former employer. A declaration and assignment was sent to Chevron Phillips Chemical LP Company before Mr. Torres' termination, and Mr. Torres signed the document incompletely, failing to date it and add his home address. Counsel for applicant returned the document for his correction before his termination, but he failed to reply. Since, his termination, counsel for applicant has repeatedly attempted to contact Mr. Torres by phone at his last known phone number, 925-600-1305, in order to obtain his forwarding address, but Mr. Torres has not returned the calls. Furthermore, counsel for applicant searched white pages using Mr. Torres' name and phone number, but were unable to find his home address.

Therefore, under 37 CFR 1.47, the other inventors wish to make application for patent on behalf of themselves and Mr. Torres.

Under 37 CFR 1.17(i), a petition fee in the amount of \$130 is due. Please find a check in that amount attached hereto. If the check is inadvertently omitted, or is for an amount less than or greater than the petition fee, or any further fees under 37 C.F.R. 1.16 to 1.21 are required for any reason, the Assistant Commissioner is authorized to deduct any amount due from, or refund any overcharge to, Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/2039.010300SAW.

Respectfully submitted,



Stephanie A. Wardwell  
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